IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

MONDAY, THE FOURTH DAY OF OCTOBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE DR JUSTICE G.YETHIRAJULU

WRIT PETITION NO : 17928 of 2004

Between:

1 Dr. T.Suresh, S/o.T.Muddukrishnaiah,
R/o.10-3-203, V.V.Plaza, Reddy & Reddy Colony,
Tirupati, Chittoor Dist.
2 Dr. P.Ravindra Kumar, S/o.T.Sankaraiah,
R/o.237, Upstairs, Gandlametta Street,
Tirupati, Chittoor Dist.
3 Dr.N.Venkata Subba Reddy, S/o.N.Balasubrahmanyam Reddy,
R/o.Sravani Hospital, M.R.Pally Road, Tirupathi, Chittoor Dist.
4 Dr.G.Ramesh Babu, S/o.G.Jayaramaiah,
R/o.117, Kesavayanagunta, Tirupati, Chittoor Dist.

..... PETITIONERS

AND

1 Tirumala Tirupati Devasthanam,

Tirupati, rep., by its Executive officer
2 S.V.Ayurvedic College,

Tirupati, Chittoor Dist. rep., by its Principal.
3 The Devasthanam Educational officer,

Tirumala Tirupati Devasthanam,

Tirupati, Chittoor Dist.

.....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue an appropriate writ, order or direction more in the nature of writ of Mandamus, declaring the proceedings dated 19-9-2004 of the 1st Respondent in

Roc.No.D6/13053/DEO/2002 as being illegal, arbitrary and violative of Articles 14, 16 and 21 of the Constitution of India and also directions of this Honourable court as made in Rev.WPMP No.3944/99 & Rev.WPMP No.4448/1999 and consequently direct the respondents to give preference to the petitioners over the candidates who are applied for appointment to the posts of Doctors pursuant to the notification dated 24-9-2004 as was published in Eenadu Telugu daily by applying the directions of this Honourable Court.

Counsel for the Petitioners: Mr. C.A.RSESHAGIRI RAO

Counsel for the Respondents : Mr.A.RAMALINGESWAR RAO

The Court made the following ORDER:

The grievance of the petitioners is that in pursuance of a direction given by this Court to the respondents to consider the cases of the petitioners for regular appointment as and when there is notification for regular posts, the respondents have not given any notification, notifying the regular posts.

The petitioners made a representation dated 26-2-2004 to the respondents to appoint them on regular basis. In pursuance of a direction given by this Court in W.P.No.9979 of 2004 on 22-6-2004, the 1st respondent passed an order on 19-9-2004 in ROC.No.D6/13053/DEO/2002. In the said order, the 1st respondent mentioned that 'this order does not preclude the petitioners from appearing afresh and come up for selections basing on their meritorious performance for contract or regular posts'. The petitioners being not satisfied with the said order, approached this Court through this Writ Petition seeking to declare the proceedings of the 1st respondent dated 19-9-2004, as illegal, arbitrary and violative of Articles 14, 16 and

21 of the Constitution of India and to issue direction to the 1st respondent to give preference to the petitioners over the fresh candidates, in pursuance of the notification dated 24-9-2004 and as per the direction of this Court in Rev.W.P.M.P.No. 3944 OF 1999 & Rev.W.P.M.P.4448 of 1999.

The 1st respondent issued a notification on 23-9-2004 for appointment of contract Lecturers. It is informed that the petitioners also made applications to those posts and the selection is in process.

Learned Counsel for the respondents represented that since the petitioners applied for the posts of contract Lecturers, the respondents would consider their cases at the time of selection, keeping in view the directions given by this Court from time to time.

In the light of the representation made by the learned Counsel for the 1st respondent, there is no need to pass any further orders. This Writ Petition is accordingly dismissed. No order as to costs.

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(Dr. G.YETHIRAJULU,J)

4th October, 2004.

Note: Furnish C.C. by tomorrow.

B/o tsy/svs

To

1 The Executive Officer,

Tirumala Tirupati Devasthanam,

Tirupati.

2 The Principal,

S.V.Ayurvedic College,

Tirupati,

Chittoor District.

3 The Devasthanam Educational officer,

Tirumala Tirupati Devasthanam,

Tirupati,

Chittoor District.

4 Two CD Copies.